

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

OP.No. 21669 of 2000(D)

PETITIONERS:

1. KUMAR MUTHU RAJ.K. STD PT No.530624,
THEVAR COLONY, T.B. ROAD, MUNNAR.
2. PARAMESWARI K., STD. PT. No.530632,
KALINIVAS BUILDING, MUNNAR.
3. THOMAS MICHAL P., STD PT No.530975, IX/2210,
CHELLAM RADIOS, MUNNAR.
4. JOHNY PAILY, STD PT 530639, TIJO CYCLE SHOP,
NEW MUNNAR.
5. ANIL ABRAHAM JACOB, STD PT. No.530640,
NEAR POST OFFICE, MUNNAR.
6. SUNIL GEORGE JACOB, STD PT No.530680,
DOOR NO.MP IX/2080, BDC BUILDING, TOP STATION ROAD,
MUNNAR 685 612.
7. P.D. REMADEVI, STD PT No.530631, W/O. B. RAJAN, HCM 4353,
SSB MUNNAR POLICE STATION, MUNNAR.
8. JOTHI MANI, STD PT No.530774, SIVA STUDIO PT BOOTH,
SIVA COMPLEX, MUNNAR 685 612.
9. M. PONNU, STD PT. No.530623, SECRETARY,
NADAR URUVIMURAI SANGAM, NEW MUNNAR.
10. VANILA WILLIAMS, STD PT No.530775 COSMOS PRINTERS,
MUNNAR P.O.

11. JUDY PINHERO, STD PT No.530667, C/O. JOSEPH D SILVA, LAKSHMI ESTATE, MUNNAR.
12. SIMON JOSEPH, STD PT No.531055, THAYIL HOUSE, NEAR THEATRE, MUNNAR P.O.
13. JEFAKUMAR, STD PT No.530647, MUNNAR TATA COMPLEX BUILDING, MUNNAR.
14. SUTHAMTHIRAMANI M.R., STD PT No.530951, JAYAS BUILDING, MATTUPETTY ROAD, MUNNAR.
15. GEORGE KOIKKARA, STD PT No.530854, JAYAS BUILDING, MATTUPETTY ROAD, MUNNAR.
16. D.C.JAYAKUMAR SELVIN, STD PT NO.530855, 3151, NALLATHANNY ROAD, MUNNAR.
17. RAVICHANDRAN G., STD PT No.530966, IX/2567, THIRUMURUGAN JOWLY STORE, G.H. ROAD, MUNNAR.
18. JOY VARGHESE, STD PT No.530759, MUTTANOLIL HOUSE, B.M.RAHIM BOOK STALL, MUNNAR, KERALA 685612.
19. SAJU VARGHESE, STD PT No.530615, 9 505, OLD MUNNAR.
20. SAMUDRAKANI M., STD PT No.530752, PALLIVASAL ESTATE, MUNNAR, KERALA 685 612.
21. GEETHA P.B. STD PT No.530679, TOURIST INFORMATION CENTER, MUNNAR 685 612.

BY ADV. SRI.P.C.CHACKO(PARATHANAM)

RESPONDENTS:

1. THE CHIEF GENERAL MANAGER, TELECOM, KERALA CIRCLE, TRIVANDRUM.
2. THE ACCOUNTS OFFICER (TR II), TELEPHONE REVENUE, THODUPUZHA, IDUKKI DISTRICT.

BY ADV. SRI.SAJEESH.K.B., ADDL.CGSC
SRI.MATHEWS K.PHILIP,SC, BSNL

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD
ON 7/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

ORDER ON CMP 36369/00 IN OP 21669/00

DISMISSED

SD/- K.S.RADHAKRISHNAN, JUDGE.
SD/- ANTONY DOMINIC, JUDGE.

7/6/2007

APPENDIX

PETITIONERS' EXTS:

EXT.P1 TRUE COPY OF THE CIRCULAR NO.31-13/91-PHB DATED 18.1.94
ISSUED BY THE DEPARTMENT OF TELECOM.

EXT.P2 TRUE COPY OF THE ORDER NO.TR/93-33/GC/STD PT/99-2000/23
DATED 16.12.99 ISSUED BY THE 1ST RESPONDENT.

EXT.P3 TRUE COPY OF THE DEMAND NOTICE NO.19/2000 DATED 14.7.2000
ISSUED TO THE 1ST PETITIONER.

EXT.P3(a) TRUE COPY OF THE DEMAND NOTICE NO.21/2000 DATED
14.7.2000 ISSUED TO THE 2ND PETITIONER.

EXT.P3(b) TRUE COPY OF THE DEMAND NOTICE NO.5/2000 DATED
14.7.2000 ISSUED TO THE 3RD PETITIONER.

EXT.P4 TRUE COPY OF THE INTERIM ORDER IN CMP NO.28961/2000 IN
O.P.NO.17561/2000 DATED 23.6.2000 OF THIS HON'BLE COURT.

2ND RESPONDENT'S EXTS:

EXT.R1(a) A TRUE COPY OF THE AGREEMENT EXECUTED BETWEEN THE
FIRST PETITIONER AND THE DEPARTMENT DATED 18.2.1999.

EXT.R2(b) A TRUE COPY OF THE ORDER NO.31-13/91 PHB DATED 14.8.1992
ISSUED BY THE DOT NEW DELHI.

EXT.R2(c) A TRUE COPY OF THE ORDER NO.31-13/1991 PHB DATED
24.7.1993 ISSUED BY THE GOVT. OF INDIA.

EXT.R2(d) A TRUE COPY OF THE JUDGMENT IN OP NO.25887/99 DT.5.11.99.

K.S.Radhakrishnan

&

Antony Dominic, JJ.

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O.P.No.21669 of 2000

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Dated this the 7th day of June, 2007.

JUDGMENT

Radhakrishnan,J.

Counsel for the respondents submitted that the point raised in this case is covered in favour of B.S.N.L. as per the judgment in W.A.No.1456 of 2004. Accordingly, this Original Petition is disposed of following the above mentioned judgment.

K.S.Radhakrishnan,
Judge.

Antony Dominic,
Judge.